

**JULY 2003 AGENDA**

SUBJECT	X	ACTION
Request by the KIPP Summit Academy Petitioners to Establish a New Deadline for Meeting State Board of Education Condition of Approval to Open.	X	INFORMATION
		PUBLIC HEARING

Recommendation:

The California Department of Education (CDE) recommends that a new deadline of July 15, 2003, be approved by which the KIPP Summit Academy (KIPP) petitioners must present evidence that the school is participating in a Special Education Local Plan Area (SELPA) or has an equivalent arrangement with a SELPA.

Summary of Previous State Board of Education Discussion and Action

The State Board of Education, at its February 2003 meeting, approved the KIPP Summit Academy petition subject to numerous conditions with various deadlines by which they had to be met. One of those conditions was that, by June 2, 2003, KIPP must provide verification that the school is participating in a SELPA or has an equivalent agreement with a SELPA and a school district that considers the school's students to be students of the district in which the school is located for purposes of special education programs and services. This date was extended to July 1, 2003, at the June 2003 State Board meeting in order to give the school time to continue to work out an agreement with the SELPA. KIPP plans to open school in August 2003.

Summary of Key Issue(s)

State Board, School Fiscal Services, and Special Education Division staff has participated with KIPP in discussions with both the San Lorenzo Unified School District, which originally denied the charter, and the Mid Alameda County SELPA, which includes the San Lorenzo Unified School District regarding KIPP's fulfillment of the State Board condition related to participation in the SELPA. San Lorenzo, while initially unwilling to treat KIPP's students as though they were students of the district for special education purposes unless the district was indemnified by the state of all responsibility for those students, now is in the process of negotiating an agreement with KIPP Summit Academy that appears will be acceptable to all parties. San Lorenzo cannot place this agreement on its governing board agenda until July 8. An extension of time until July 15 would give the school the additional time necessary to meet this State Board condition.

Fiscal Analysis (as appropriate)

Not Applicable

Attachment(s)

None